

**EIGHTY-FOURTH GENERAL ASSEMBLY  
2012 REGULAR SESSION  
DAILY  
HOUSE CLIP SHEET**

APRIL 10, 2012

**Senate Amendment to  
HOUSE FILE 2337**

**H-8425**

1 Amend House File 2337, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. By striking everything after the enacting clause  
4 and inserting:  
5  
6 <DIVISION I  
7 FY 2012 ---- 2013 APPROPRIATIONS  
8 Section 1. 2011 Iowa Acts, chapter 130, section 48,  
9 is amended to read as follows:  
10 SEC. 48. DEPARTMENT OF CULTURAL AFFAIRS. There  
11 is appropriated from the general fund of the state to  
12 the department of cultural affairs for the fiscal year  
13 beginning July 1, 2012, and ending June 30, 2013, the  
14 following amounts, or so much thereof as is necessary,  
15 to be used for the purposes designated:  
16 1. ADMINISTRATION  
17 For salaries, support, maintenance, miscellaneous  
18 purposes, and for not more than the following full-time  
19 equivalent positions for the department:  
20 ..... \$ 85,907  
21 ..... FTEs 171,813  
22 ..... 74.50  
23 The department of cultural affairs shall coordinate  
24 activities with the tourism office of the ~~department of~~  
25 economic development authority to promote attendance  
26 at the state historical building and at this state's  
27 historic sites.  
28 Full-time equivalent positions authorized under  
29 this subsection shall be funded, in full or in part,  
30 using moneys appropriated under this subsection and  
31 subsections 3 through 7.  
32 2. COMMUNITY CULTURAL GRANTS  
33 For planning and programming for the community  
34 cultural grants program established under section  
35 303.3:  
36 ..... \$ 86,045  
37 ..... 172,090  
38 3. HISTORICAL DIVISION  
39 For the support of the historical division:  
40 ..... \$ 1,383,851  
41 ..... 2,767,701  
42 4. HISTORIC SITES  
43 For the administration and support of historic  
44 sites:  
45 ..... \$ 213,199  
46 ..... 426,398  
47 5. ARTS DIVISION  
48 For the support of the arts division:  
49 ..... \$ 466,882  
50 ..... 933,764  
51 6. IOWA GREAT PLACES

**H-8425**

1 For the Iowa great places program established under  
2 section 303.3C:  
3 ..... \$ 75,000  
4 150,000

5 7. ARCHIVE IOWA GOVERNORS' RECORDS  
6 For archiving the records of Iowa governors:  
7 ..... \$ 32,967  
8 65,933

9 8. RECORDS CENTER RENT  
10 For payment of rent for the state records center:  
11 ..... \$ 113,622  
12 227,243

13 9. BATTLE FLAGS  
14 For continuation of the project recommended by the  
15 Iowa battle flag advisory committee to stabilize the  
16 condition of the battle flag collection:  
17 ..... \$ 30,000  
18 60,000

19 10. FILM OFFICE  
20 For salaries, support, maintenance, miscellaneous  
21 purposes, and for not more than the following full-time  
22 equivalent positions:  
23 ..... \$ 200,000  
24 ..... FTEs 2.00

25 11. CULTURAL TRUST FUND  
26 For deposit in the Iowa cultural trust fund created  
27 in section 303A.4:  
28 ..... \$ 200,000

29 The board of trustees of the Iowa cultural trust  
30 shall annually prepare a report for submission to the  
31 governor, the general assembly, and the legislative  
32 services agency regarding the activities, projects,  
33 and programs funded with moneys allocated under this  
34 subsection. This report shall be submitted each year  
35 by January 15.

36 Sec. 2. 2011 Iowa Acts, chapter 130, section 49, is  
37 amended to read as follows:

38 SEC. 49. GOALS AND ACCOUNTABILITY ---- ECONOMIC  
39 DEVELOPMENT.

40 1. For the fiscal year beginning July 1, 2012,  
41 the goals for the ~~department of~~ economic development  
42 authority shall be to expand and stimulate the state  
43 economy, increase the wealth of Iowans, and increase  
44 the population of the state.

45 2. To achieve the goals in subsection 1, the  
46 ~~department of~~ economic development authority shall do  
47 all of the following for the fiscal year beginning July  
48 1, 2012:

49 a. Concentrate its efforts on programs and  
50 activities that result in commercially viable products

- 1 and services.
- 2 b. Adopt practices and services consistent with
- 3 free market, private sector philosophies.
- 4 c. Ensure economic growth and development
- 5 throughout the state.
- 6 d. Work with businesses and communities to
- 7 continually improve the economic development climate
- 8 along with the economic well-being and quality of life
- 9 for Iowans.
- 10 e. Coordinate with other state agencies to
- 11 ensure that they are attentive to the needs of an
- 12 entrepreneurial culture.
- 13 f. Establish a strong and aggressive marketing
- 14 image to showcase Iowa's workforce, existing industry,
- 15 and potential. A priority shall be placed on
- 16 recruiting new businesses, business expansion, and
- 17 retaining existing Iowa businesses. Emphasis shall be
- 18 placed on entrepreneurial development through helping
- 19 entrepreneurs secure capital, and developing networks
- 20 and a business climate conducive to entrepreneurs and
- 21 small businesses.
- 22 g. Encourage the development of communities and
- 23 quality of life to foster economic growth.
- 24 h. Prepare communities for future growth and
- 25 development through development, expansion, and
- 26 modernization of infrastructure.
- 27 i. Develop public-private partnerships with
- 28 Iowa businesses in the tourism industry, Iowa tour
- 29 groups, Iowa tourism organizations, and political
- 30 subdivisions in this state to assist in the development
- 31 of advertising efforts.
- 32 j. Develop, to the fullest extent possible,
- 33 cooperative efforts for advertising with contributions
- 34 from other sources.

35 Sec. 3. 2011 Iowa Acts, chapter 130, section 50,  
36 subsections 1, 2, 4, 5, and 6, are amended to read as  
37 follows:

38 1. APPROPRIATION

39 There is appropriated from the general fund of  
40 the state to the ~~department of~~ economic development  
41 authority for the fiscal year beginning July 1, 2012,  
42 and ending June 30, 2013, the following amounts, or  
43 so much thereof as is necessary, to be used for the  
44 purposes designated in subsection 2, and for not more  
45 than the following full-time equivalent positions:

46 .....	\$	4,891,712
47 .....		9,783,424
48 .....	FTEs	149.00

49 2. DESIGNATED PURPOSES

- 50 a. For salaries, support, miscellaneous purposes,

1 programs, and the maintenance of an administration  
2 division, a business development division, and a  
3 community development division.

4 b. The full-time equivalent positions authorized  
5 under this section shall be funded, in whole or in  
6 part, by the moneys appropriated under subsection 1 or  
7 by other moneys received by the ~~department~~ authority,  
8 including certain federal moneys.

9 c. For business development operations and  
10 programs, ~~the film office~~, international trade, export  
11 assistance, workforce recruitment, and the partner  
12 state program.

13 d. For transfer to the strategic investment fund  
14 created in section 15.313.

15 e. For community economic development programs,  
16 tourism operations, community assistance, plans  
17 for Iowa green corps and summer youth programs,  
18 the mainstreet and rural mainstreet programs, the  
19 school-to-career program, the community development  
20 block grant, and housing and shelter-related programs.

21 f. For achieving the goals and accountability, and  
22 fulfilling the requirements and duties required under  
23 this Act.

24 4. FINANCIAL ASSISTANCE RESTRICTIONS

25 a. A business creating jobs through moneys  
26 appropriated in this section shall be subject to  
27 contract provisions requiring new and retained jobs to  
28 be filled by individuals who are citizens of the United  
29 States who reside within the United States or any  
30 person authorized to work in the United States pursuant  
31 to federal law, including legal resident aliens in the  
32 United States.

33 b. Any vendor who receives moneys appropriated in  
34 this section shall adhere to such contract provisions  
35 and provide periodic assurances as the state shall  
36 require that the jobs are filled solely by citizens of  
37 the United States who reside within the United States  
38 or any person authorized to work in the United States  
39 pursuant to federal law, including legal resident  
40 aliens in the United States.

41 c. A business that receives financial assistance  
42 from the ~~department~~ authority from moneys appropriated  
43 in this section shall only employ individuals legally  
44 authorized to work in this state. In addition to all  
45 other applicable penalties provided by current law, all  
46 or a portion of the assistance received by a business  
47 which is found to knowingly employ individuals not  
48 legally authorized to work in this state is subject to  
49 recapture by the ~~department~~ authority.

50 5. USES OF APPROPRIATIONS

1 a. From the moneys appropriated in this section,  
 2 the ~~department~~ authority may provide financial  
 3 assistance in the form of a grant to a community  
 4 economic development entity for conducting a local  
 5 workforce recruitment effort designed to recruit former  
 6 citizens of the state and former students at colleges  
 7 and universities in the state to meet the needs of  
 8 local employers.

9 b. From the moneys appropriated in this section,  
 10 the ~~department~~ authority may provide financial  
 11 assistance to early stage industry companies being  
 12 established by women entrepreneurs.

13 c. From the moneys appropriated in this section,  
 14 the ~~department~~ authority may provide financial  
 15 assistance in the form of grants, loans, or forgivable  
 16 loans for advanced research and commercialization  
 17 projects involving value-added agriculture, advanced  
 18 technology, or biotechnology.

19 d. The ~~department~~ authority shall not use any  
 20 moneys appropriated in this section for purposes of  
 21 providing financial assistance for the Iowa green  
 22 streets pilot project or for any other program or  
 23 project that involves the installation of geothermal  
 24 systems for melting snow and ice from streets or  
 25 sidewalks.

26 6. WORLD FOOD PRIZE

27 For allocating moneys for the world food prize and  
 28 ~~notwithstanding~~ in lieu of the standing appropriation  
 29 in section 15.368, subsection 1:

30 .....	\$	<del>250,000</del>
31 .....		<u>750,000</u>

32 Sec. 4. 2011 Iowa Acts, chapter 130, section 50,  
 33 subsection 7, unnumbered paragraphs 1 and 2, are  
 34 amended to read as follows:

35 For allocation to the Iowa commission on volunteer  
 36 service for the Iowa's promise and mentoring  
 37 partnership programs, for transfer to the Iowa state  
 38 commission grant program, and for not more than the  
 39 following full-time equivalent positions:

40 .....	\$	<del>89,067</del>
41 .....		<u>178,133</u>
42 .....	FTEs	<u>7.00</u>

43 Of the moneys appropriated in this subsection, the  
 44 ~~department~~ authority shall allocate ~~-\$37,500~~ \$75,000 for  
 45 purposes of the Iowa state commission grant program and  
 46 ~~-\$51,567~~ \$103,133 for purposes of the Iowa's promise and  
 47 mentoring partnership programs.

48 Sec. 5. 2011 Iowa Acts, chapter 130, section 51, is  
 49 amended to read as follows:

50 SEC. 51. VISION IOWA PROGRAM ---- FTE

1 AUTHORIZATION. For purposes of administrative duties  
2 associated with the vision Iowa program for the fiscal  
3 year beginning July 1, 2012, the ~~department of~~ economic  
4 development authority is authorized an additional 2.25  
5 FTEs above those otherwise authorized in this division  
6 of this Act.

7 Sec. 6. 2011 Iowa Acts, chapter 130, section 52, is  
8 amended to read as follows:

9 SEC. 52. INSURANCE ECONOMIC DEVELOPMENT. From  
10 the moneys collected by the division of insurance  
11 in excess of the anticipated gross revenues under  
12 section 505.7, subsection 3, during the fiscal year  
13 beginning July 1, 2012, \$100,000 shall be transferred  
14 to the ~~department of~~ economic development authority  
15 for insurance economic development and international  
16 insurance economic development.

17 Sec. 7. 2011 Iowa Acts, chapter 130, section 53, is  
18 amended to read as follows:

19 SEC. 53. COMMUNITY DEVELOPMENT LOAN  
20 FUND. Notwithstanding section 15E.120, subsection  
21 5, there is appropriated from the Iowa community  
22 development loan fund all moneys available during the  
23 fiscal year beginning July 1, 2012, and ending June  
24 30, 2013, to the ~~department of~~ economic development  
25 authority for purposes of the community development  
26 program.

27 Sec. 8. 2011 Iowa Acts, chapter 130, is amended by  
28 adding the following new section:

29 SEC. 53A. INCENTIVE FUND. There is appropriated  
30 from the general fund of the state to the economic  
31 development authority for the fiscal year beginning  
32 July 1, 2012, and ending June 30, 2013, the following  
33 amount to be used for the purposes of incentives and  
34 assistance to create high quality jobs and pursuant to  
35 chapter 15:

36 ..... \$ 20,000,000

37 Notwithstanding section 8.33, moneys appropriated in  
38 this section that remain unencumbered or unobligated  
39 at the close of the fiscal year shall not revert but  
40 shall remain available for expenditure for the purposes  
41 designated until the close of the succeeding fiscal  
42 year.

43 Sec. 9. 2011 Iowa Acts, chapter 130, is amended by  
44 adding the following new section:

45 SEC. 53B. MAIN STREET. There is appropriated  
46 from the general fund of the state to the economic  
47 development authority for the fiscal year beginning  
48 July 1, 2012, and ending June 30, 2013, the following  
49 amount to be used for the purposes of the United  
50 States department of housing and urban development's

1 main street challenge grants for historic building  
2 preservation:  
3 ..... \$ 100,000

4 Notwithstanding section 8.33, moneys appropriated in  
5 this section that remain unencumbered or unobligated  
6 at the close of the fiscal year shall not revert but  
7 shall remain available for expenditure for the purposes  
8 designated until the close of the succeeding fiscal  
9 year.

10 Sec. 10. 2011 Iowa Acts, chapter 130, section 54,  
11 is amended to read as follows:

12 SEC. 54. WORKFORCE DEVELOPMENT FUND. There is  
13 appropriated from the workforce development fund  
14 account created in section 15.342A to the workforce  
15 development fund created in section 15.343 for the  
16 fiscal year beginning July 1, 2012, and ending June  
17 30, 2013, the following amount, for purposes of the  
18 workforce development fund:  
19 ..... \$ ~~2,000,000~~  
20 4,000,000

21 Sec. 11. 2011 Iowa Acts, chapter 130, section 55,  
22 is amended to read as follows:

23 SEC. 55. WORKFORCE DEVELOPMENT ADMINISTRATION.  
24 From moneys appropriated or transferred to or receipts  
25 credited to the workforce development fund created in  
26 section 15.343, up to \$400,000 for the fiscal year  
27 beginning July 1, 2012, and ending June 30, 2013, are  
28 appropriated to the ~~department of~~ economic development  
29 authority for the administration of workforce  
30 development activities including salaries, support,  
31 maintenance, and miscellaneous purposes, and for not  
32 more than the following full-time equivalent positions:  
33 ..... FTEs 4.00

34 Sec. 12. 2011 Iowa Acts, chapter 130, section 57,  
35 is amended to read as follows:

36 SEC. 57. IOWA STATE UNIVERSITY.  
37 1. There is appropriated from the general fund  
38 of the state to Iowa state university of science  
39 and technology for the fiscal year beginning July  
40 1, 2012, and ending June 30, 2013, the following  
41 amount, or so much thereof as is necessary, to be used  
42 for small business development centers, the science  
43 and technology research park, and the institute for  
44 physical research and technology, and for not more than  
45 the following full-time equivalent positions:  
46 ..... \$ ~~1,212,151~~  
47 2,424,302  
48 ..... FTEs 56.63

49 2. Of the moneys appropriated in subsection 1,  
50 Iowa state university of science and technology shall



1 allocate at least ~~-\$468,178~~ \$936,345 for purposes of  
2 funding small business development centers. Iowa state  
3 university of science and technology may allocate  
4 moneys appropriated in subsection 1 to the various  
5 small business development centers in any manner  
6 necessary to achieve the purposes of this subsection.

7 3. Iowa state university of science and technology  
8 shall do all of the following:

9 a. Direct expenditures for research toward projects  
10 that will provide economic stimulus for Iowa.

11 b. Provide emphasis to providing services to  
12 Iowa-based companies.

13 4. It is the intent of the general assembly  
14 that the industrial incentive program focus on Iowa  
15 industrial sectors and seek contributions and in-kind  
16 donations from businesses, industrial foundations, and  
17 trade associations, and that moneys for the institute  
18 for physical research and technology industrial  
19 incentive program shall be allocated only for projects  
20 which are matched by private sector moneys for directed  
21 contract research or for nondirected research. The  
22 match required of small businesses as defined in  
23 section 15.102, subsection ~~6~~ 10, for directed contract  
24 research or for nondirected research shall be \$1 for  
25 each \$3 of state funds. The match required for other  
26 businesses for directed contract research or for  
27 nondirected research shall be \$1 for each \$1 of state  
28 funds. The match required of industrial foundations  
29 or trade associations shall be \$1 for each \$1 of state  
30 funds.

31 Iowa state university of science and technology  
32 shall report annually to the joint appropriations  
33 subcommittee on economic development and the  
34 legislative services agency the total amount of  
35 private contributions, the proportion of contributions  
36 from small businesses and other businesses, and  
37 the proportion for directed contract research and  
38 nondirected research of benefit to Iowa businesses and  
39 industrial sectors.

40 5. Notwithstanding section 8.33, moneys  
41 appropriated in this section that remain unencumbered  
42 or unobligated at the close of the fiscal year shall  
43 not revert but shall remain available for expenditure  
44 for the purposes designated until the close of the  
45 succeeding fiscal year.

46 Sec. 13. 2011 Iowa Acts, chapter 130, section 58,  
47 is amended to read as follows:

48 SEC. 58. UNIVERSITY OF IOWA.

49 1. There is appropriated from the general fund  
50 of the state to the state university of Iowa for the



1 fiscal year beginning July 1, 2012, and ending June  
 2 30, 2013, the following amount, or so much thereof  
 3 as is necessary, to be used for the state university  
 4 of Iowa research park and for the advanced drug  
 5 development program at the Oakdale research park,  
 6 including salaries, support, maintenance, equipment,  
 7 miscellaneous purposes, and for not more than the  
 8 following full-time equivalent positions:

9 .....	\$	<del>104,640</del>
10 .....		<u>209,279</u>
11 .....	FTEs	6.00

12 2. The state university of Iowa shall do all of the  
 13 following:

14 a. Direct expenditures for research toward projects  
 15 that will provide economic stimulus for Iowa.

16 b. Provide emphasis to providing services to  
 17 Iowa-based companies.

18 3. Notwithstanding section 8.33, moneys  
 19 appropriated in this section that remain unencumbered  
 20 or unobligated at the close of the fiscal year shall  
 21 not revert but shall remain available for expenditure  
 22 for the purposes designated until the close of the  
 23 succeeding fiscal year.

24 Sec. 14. 2011 Iowa Acts, chapter 130, section 59,  
 25 is amended to read as follows:

26 SEC. 59. UNIVERSITY OF NORTHERN IOWA.

27 1. There is appropriated from the general fund of  
 28 the state to the university of northern Iowa for the  
 29 fiscal year beginning July 1, 2012, and ending June 30,  
 30 2013, the following amount, or so much thereof as is  
 31 necessary, to be used for the metal casting institute,  
 32 the MyEntreNet internet application, and the institute  
 33 of decision making, including salaries, support,  
 34 maintenance, miscellaneous purposes, and for not more  
 35 than the following full-time equivalent positions:

36 .....	\$	<del>287,358</del>
37 .....		<u>718,716</u>
38 .....	FTEs	6.75

39 2. Of the moneys appropriated pursuant to  
 40 subsection 1, the university of northern Iowa shall  
 41 allocate at least ~~-\$58,820~~ \$261,639 for purposes of  
 42 support of entrepreneurs and small and micro businesses  
 43 through the university's regional business center.

44 3. The university of northern Iowa shall do all of  
 45 the following:

46 a. Direct expenditures for research toward projects  
 47 that will provide economic stimulus for Iowa.

48 b. Provide emphasis to providing services to  
 49 Iowa-based companies.

50 4. Notwithstanding section 8.33, moneys

1 appropriated in this section that remain unencumbered  
2 or unobligated at the close of the fiscal year shall  
3 not revert but shall remain available for expenditure  
4 for the purposes designated until the close of the  
5 succeeding fiscal year.

6 Sec. 15. 2011 Iowa Acts, chapter 130, is amended by  
7 adding the following new section:

8 SEC. 60A. REGENTS INNOVATION FUND.

9 1. There is appropriated from the general fund  
10 of the state to the institutions of higher learning  
11 under the control of the state board of regents for the  
12 fiscal year beginning July 1, 2012, and ending June 30,  
13 2013, the following amount to be used for the purposes  
14 provided in this section:

15 ..... \$ 3,800,000

16 Of the moneys appropriated pursuant to this section,  
17 thirty-five percent shall be allocated for Iowa state  
18 university, thirty-five percent shall be allocated  
19 for university of Iowa, and thirty percent shall be  
20 allocated for university of northern Iowa.

21 2. The institutions shall use moneys appropriated  
22 in this section for capacity building infrastructure  
23 in areas related to technology commercialization,  
24 marketing and business development efforts in  
25 areas related to technology commercialization,  
26 entrepreneurship, and business growth, and  
27 infrastructure projects and programs needed to assist  
28 in the implementation of activities under chapter 262B.

29 3. The institutions shall provide a one-to-one  
30 match of additional moneys for the activities funded  
31 with moneys appropriated under this section.

32 4. The state board of regents shall annually  
33 prepare a report for submission to the governor, the  
34 general assembly, and the legislative services agency  
35 regarding the activities, projects, and programs  
36 funded with moneys allocated under this section. The  
37 report shall be provided in an electronic format and  
38 shall include a list of metrics and criteria mutually  
39 agreed to in advance by the board of regents and  
40 the economic development authority. The metrics and  
41 criteria shall allow the governor's office and the  
42 general assembly to quantify and evaluate the progress  
43 of the board of regents institutions with regard to  
44 their activities, projects, and programs in the areas  
45 of technology commercialization, entrepreneurship,  
46 regional development, and market research.

47 Sec. 16. 2011 Iowa Acts, chapter 130, section 67,  
48 subsection 1, is amended to read as follows:

49 1. There is appropriated from the general fund  
50 of the state to the Iowa finance authority for the

1 fiscal year beginning July 1, 2012, and ending June 30,  
2 2013, the following amount, or so much thereof as is  
3 necessary, to be used to provide reimbursement for rent  
4 expenses to eligible persons under the rent subsidy  
5 program:

6 .....	\$	329,000
7		<u>658,000</u>

8 Sec. 17. 2011 Iowa Acts, chapter 130, section 69,  
9 is amended to read as follows:

10 SEC. 69. PUBLIC EMPLOYMENT RELATIONS BOARD.

11 1. There is appropriated from the general fund of  
12 the state to the public employment relations board for  
13 the fiscal year beginning July 1, 2012, and ending June  
14 30, 2013, the following amount, or so much thereof as  
15 is necessary, for the purposes designated:

16 For salaries, support, maintenance, miscellaneous  
17 purposes, and for not more than the following full-time  
18 equivalent positions:

19 .....	\$	528,936
20		<u>1,148,426</u>
21 .....	FTEs	10.00

22 2. Of the moneys appropriated in this section,  
23 the board shall allocate \$15,000 for maintaining a  
24 website that allows searchable access to a database of  
25 collective bargaining information.

26 DIVISION II

27 FY 2012 ---- 2013 WORKFORCE DEVELOPMENT APPROPRIATIONS

28 Sec. 18. LEGISLATIVE FINDINGS. It is the finding  
29 of the general assembly that the recent Iowa supreme  
30 court decision of Homan v. Branstad, No. 11-2022,  
31 March 16, 2012, has invalidated the proper enactment  
32 of certain provisions contained in the 2011 Iowa Acts,  
33 chapter 130 ([Senate File 517](#)). It is the intent of  
34 the general assembly to reenact, as amended, certain  
35 invalidated provisions of [Senate File 517](#) that were  
36 published in the 2011 Iowa Acts and to validate actions  
37 entered into in reliance on the enactment of the  
38 invalidated provisions published in the 2011 Iowa Acts.

39 Sec. 19. DEPARTMENT OF WORKFORCE  
40 DEVELOPMENT. There is appropriated from the general  
41 fund of the state to the department of workforce  
42 development for the fiscal year beginning July 1, 2012,  
43 and ending June 30, 2013, the following amounts, or  
44 so much thereof as is necessary, for the purposes  
45 designated:

46 1. DIVISION OF LABOR SERVICES

47 a. For the division of labor services, including  
48 salaries, support, maintenance, miscellaneous  
49 purposes, and for not more than the following full-time  
50 equivalent positions:

1 ..... \$ 3,548,440  
2 ..... FTEs 65.00

3 b. From the contractor registration fees, the  
4 division of labor services shall reimburse the  
5 department of inspections and appeals for all costs  
6 associated with hearings under chapter 91C, relating  
7 to contractor registration.

8 c. Of the moneys appropriated under this  
9 subsection, the department shall allocate \$53,000 for  
10 the purpose of employing an additional investigator to  
11 investigate wage enforcement.

12 2. DIVISION OF WORKERS' COMPENSATION

13 a. For the division of workers' compensation,  
14 including salaries, support, maintenance, miscellaneous  
15 purposes, and for not more than the following full-time  
16 equivalent positions:

17 ..... \$ 3,102,044  
18 ..... FTEs 31.00

19 b. The division of workers' compensation shall  
20 charge a \$100 filing fee for workers' compensation  
21 cases. The filing fee shall be paid by the petitioner  
22 of a claim. However, the fee can be taxed as a cost  
23 and paid by the losing party, except in cases where  
24 it would impose an undue hardship or be unjust under  
25 the circumstances. The moneys generated by the filing  
26 fee allowed under this subsection are appropriated to  
27 the department of workforce development to be used for  
28 purposes of administering the division of workers'  
29 compensation.

30 c. Of the moneys appropriated under this  
31 subsection, the department shall allocate \$153,000 for  
32 the purpose of employing a chief deputy commissioner.

33 3. WORKFORCE DEVELOPMENT OPERATIONS

34 a. For the operation of field offices, the  
35 workforce development board, and for not more than the  
36 following full-time equivalent positions:

37 ..... \$ 9,671,352  
38 ..... FTEs 130.00

39 b. Of the moneys appropriated in paragraph "a" of  
40 this subsection, the department shall allocate at least  
41 \$1,130,602 for the operation of satellite field offices  
42 in Decorah, Fort Madison, Iowa City, and Webster City,  
43 and of the moneys appropriated in paragraph "a" of this  
44 subsection, the department shall allocate \$150,000  
45 to the state library for the purpose of licensing an  
46 online resource which prepares persons to succeed in  
47 the workplace through programs which improve job skills  
48 and vocational test-taking abilities.

49 c. Of the moneys appropriated in paragraph "a" of  
50 this subsection the department shall not allocate more

1 than \$208,294 for the purpose of the administration  
2 cost pool.

3 4. OFFENDER REENTRY PROGRAM

4 a. For the development and administration of an  
5 offender reentry program to provide offenders with  
6 employment skills, and for not more than the following  
7 full-time equivalent positions:

8 ..... \$ 284,464

9 ..... FTEs 4.00

10 b. The department shall partner with the department  
11 of corrections to provide staff within the correctional  
12 facilities to improve offenders' abilities to find and  
13 retain productive employment.

14 5. NONREVERSION

15 Notwithstanding section 8.33, moneys appropriated in  
16 this section that remain unencumbered or unobligated  
17 at the close of the fiscal year shall not revert but  
18 shall remain available for expenditure for the purposes  
19 designated until the close of the succeeding fiscal  
20 year.

21 Sec. 20. EMPLOYMENT SECURITY CONTINGENCY FUND.

22 1. There is appropriated from the special  
23 employment security contingency fund to the department  
24 of workforce development for the fiscal year beginning  
25 July 1, 2012, and ending June 30, 2013, the following  
26 amount, or so much thereof as is necessary, to be used  
27 for field offices:

28 ..... \$ 1,217,084

29 2. There is appropriated from the special  
30 employment security contingency fund to the division of  
31 workers' compensation of the department of workforce  
32 development for the fiscal year beginning July 1, 2012,  
33 and ending June 30, 2013, the following amount or so  
34 much thereof as is necessary, to be used for hiring  
35 and compensating a deputy commissioner of workers'  
36 compensation.

37 ..... \$ 160,000

38 3. There is appropriated from the special  
39 employment security contingency to the department of  
40 workforce development for the fiscal year beginning  
41 July 1, 2012, and ending June 30, 2013, the following  
42 amount, or so much thereof as is necessary, to be used  
43 for the reopening of satellite field offices in Ames,  
44 Atlantic, Denison, and Newton:

45 ..... \$ 1,200,000

46 4. Any remaining additional penalty and interest  
47 revenue collected by the department of workforce  
48 development is appropriated to the department for the  
49 fiscal year beginning July 1, 2012, and ending June 30,  
50 2013, to accomplish the mission of the department.

1 Sec. 21. UNEMPLOYMENT COMPENSATION RESERVE FUND

2 ---- FIELD OFFICES. Notwithstanding section 96.9,  
3 subsection 8, paragraph "e", there is appropriated  
4 from interest earned on the unemployment compensation  
5 reserve fund to the department of workforce development  
6 for the fiscal year beginning July 1, 2012, and ending  
7 June 30, 2013, the following amount or so much thereof  
8 as is necessary, for the purposes designated:

9 For the operation of field offices:

10 ..... \$ 633,000

11 Sec. 22. GENERAL FUND ---- EMPLOYEE MISCLASSIFICATION

12 PROGRAM. There is appropriated from the general fund  
13 of the state to the department of workforce development  
14 for the fiscal year beginning July 1, 2012, and  
15 ending June 30, 2013, the following amount, or so much  
16 thereof as is necessary, to be used for the purposes  
17 designated:

18 For enhancing efforts to investigate employers that  
19 misclassify workers and for not more than the following  
20 full-time equivalent positions:

21 ..... \$ 451,458

22 ..... FTEs 8.10

23 Sec. 23. VIRTUAL ACCESS WORKFORCE DEVELOPMENT

24 OFFICES. The department of workforce development shall  
25 require a unique identification login for all users  
26 of workforce development centers operated through  
27 electronic means.

28 DIVISION III

29 MISCELLANEOUS PROVISIONS

30 Sec. 24. 2010 Iowa Acts, chapter 1184, section 26,  
31 as amended by 2011 Iowa Acts, chapter 131, section 105,  
32 is amended to read as follows:

33 SEC. 26. There is appropriated from the rebuild  
34 Iowa infrastructure fund to the department of economic  
35 development for deposit in the grow Iowa values fund,  
36 for the fiscal year beginning July 1, 2010, and ending  
37 June 30, 2011, the following amount, notwithstanding  
38 section 8.57, subsection 6, paragraph "c":

39 ..... \$ 38,000,000

40 Of the moneys appropriated in this section, from  
41 the amount allocated to the department of economic  
42 development in accordance with 2010 Iowa Acts, chapter  
43 1184, section 28, subsection 1, ~~-\$1,200,000~~ \$1,417,219  
44 shall be used for the department's Iowans helping  
45 Iowans business assistance program. Notwithstanding  
46 section 8.33, moneys designated pursuant to this  
47 unnumbered paragraph that remain unencumbered or  
48 unobligated at the close of the fiscal year shall not  
49 revert but shall remain available for expenditure  
50 for the purposes designated until the close of the

1 succeeding fiscal year.

2 Sec. 25. Section 15G.111, subsection 2, paragraph  
3 b, subparagraph (1), Code Supplement 2011, is amended  
4 by striking the subparagraph and inserting in lieu  
5 thereof the following:

6 (1) For the fiscal year beginning July 1, 2011,  
7 and ending June 30, 2012, the authority shall allocate  
8 three hundred fifty thousand dollars for purposes of  
9 providing financial assistance to Iowa's councils of  
10 governments. Notwithstanding section 8.33, moneys  
11 allocated pursuant to this subparagraph that remain  
12 unencumbered or unobligated at the close of the fiscal  
13 year shall not revert to the fund from which allocated  
14 at the close of the fiscal year but shall remain  
15 available for expenditure for the purposes designated  
16 until the close of the succeeding fiscal year.

17 Sec. 26. Section 123.183, subsection 2, paragraph  
18 b, subparagraph (2), subparagraph division (a), Code  
19 Supplement 2011, is amended to read as follows:

20 (a) To the midwest grape and wine industry  
21 institute at Iowa state university of science and  
22 technology, ~~one hundred twenty~~ two hundred fifty  
23 thousand dollars.

24 Sec. 27. Section 303.1, subsection 4, Code 2011, is  
25 amended by adding the following new paragraph:

26 NEW PARAGRAPH. e. Film office.

27 Sec. 28. NEW SECTION. 303.95 Film office.

28 The department shall establish and administer a film  
29 office. The purpose of the film office is to assist  
30 legitimate film, television, and video producers in the  
31 production of film, television, and video projects in  
32 the state and to create a positive fiscal impact on the  
33 state's economy through such projects.

34 Sec. 29. TRANSITIONAL PROVISIONS ---- EMERGENCY  
35 ADMINISTRATIVE RULEMAKING. The department of cultural  
36 affairs may adopt emergency rules under section  
37 17A.4, subsection 3, and section 17A.5, subsection 2,  
38 paragraph "b", to implement the provisions of this Act  
39 relating to a film office in the department of cultural  
40 affairs, and the rules shall be effective January 1,  
41 2013, unless a later date is specified in the rules.  
42 Any rules adopted in accordance with this section shall  
43 also be published as a notice of intended action as  
44 provided in section 17A.4.

45 Sec. 30. EFFECTIVE UPON ENACTMENT. The following  
46 provision or provisions of this division of this Act,  
47 being deemed of immediate importance, take effect upon  
48 enactment:

49 1. The section of this division of this Act  
50 amending 2010 Iowa Acts, chapter 1184, section 26.



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1 2. The section of this division of this Act  
2 amending section 15G.111.

3 3. The section of this division of this Act  
4 providing for emergency rulemaking.>

5 2. Title page, line 6, by striking <and  
6 retroactive>

7 3. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-8425 FILED APRIL 9, 2012

HOUSE FILE 2435

H-8423

1 Amend House File 2435 as follows:

2 1. Page 52, after line 3 by inserting:

3 <REBASING STUDY --

4 MEDICAID HOME HEALTH AND HCBS WAIVER SERVICES PROVIDERS

5 Sec. \_\_\_\_\_. 2011 Iowa Acts, chapter 129, section 141,

6 is amended by adding the following new subsection:

7 NEW SUBSECTION. 10A. The department of human  
8 services, Iowa Medicaid enterprise, shall review  
9 reimbursement of home health agency and home and  
10 community-based services waiver services providers  
11 and shall submit a recommendation for a rebasing  
12 methodology applicable to such providers to the  
13 individuals identified in this division of this Act for  
14 receipt of reports by December 31, 2012.>

15 2. By renumbering as necessary.

By HEDDENS of Story

HEATON of Henry

H-8423 FILED APRIL 9, 2012

HOUSE FILE 2449

H-8427

1 Amend House File 2449 as follows:

2 1. Page 40, after line 20 by inserting:

3 <DIVISION \_\_\_\_\_

4 COMPETITIVE BIDDING PREFERENCE

5 Sec. \_\_\_\_\_. Section 8A.311, Code Supplement 2011, is  
6 amended by adding the following new subsections:

7 NEW SUBSECTION. 12A. a. If the lowest responsive  
8 bid received by the state or a political subdivision  
9 for products or other purchases is from an out-of-state  
10 business and totals less than five hundred thousand  
11 dollars, and an Iowa-based business submitted a bid  
12 which is within five percent or ten thousand dollars  
13 of the price of the lowest bid, whichever is less,  
14 the Iowa-based business which submitted the lowest  
15 responsive bid shall be notified and shall be allowed  
16 to match the lowest bid before a contract is awarded.

17 b. This subsection does not apply to a request  
18 for bids or proposals for products or other purchases  
19 associated with the following:

20 (1) Road or bridge construction or repair.

21 (2) Architectural or engineering services.

22 NEW SUBSECTION. 12B. a. A response to a request  
23 for bids or proposals for products or other purchases  
24 by the state or a political subdivision which totals  
25 less than five hundred thousand dollars in value shall  
26 contain the following information:

27 (1) The percentage of the ownership of the  
28 submitting business which is held by Iowa residents.

29 (2) The percentage of the employees who will be  
30 carrying out work in connection with the contract  
31 who are Iowa residents. For the purposes of this  
32 paragraph, "employee" includes part-time, temporary,  
33 contract, and substitute employees, and includes  
34 employees of any contractors or subcontractors.

35 (3) An estimate of the percentage of purchases  
36 to be made by the submitting business in connection  
37 with the contract that will be made from Iowa-based  
38 businesses.

39 (4) The amount of property tax paid by the  
40 submitting business during the most recently completed  
41 fiscal year for which such a figure is available.

42 b. This subsection does not apply to a request  
43 for bids or proposals for products or other purchases  
44 associated with the following:

45 (1) Road or bridge construction or repair.

46 (2) Architectural or engineering services.

47 NEW SUBSECTION. 12C. Subsections 12A and 12B do  
48 not apply to procurement of or for a public improvement  
49 as defined in section 26.2.>

50 2. By renumbering, redesignating, and correcting

H-8427

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Page 2

1 internal references as necessary.

**By** THOMAS of Clayton

H-8427 FILED APRIL 9, 2012

HOUSE FILE 2462

H-8424

1 Amend House File 2462 as follows:

2 1. Page 1, after line 15 by inserting:

3 <Sec. \_\_\_\_\_. Section 261.9, subsection 1, unnumbered  
4 paragraph 1, Code Supplement 2011, is amended to read  
5 as follows:

6 "Accredited private institution" means an institution  
7 of higher learning located in Iowa which is operated  
8 privately and not controlled or administered by any  
9 state agency or any subdivision of the state and which  
10 meets the criteria in paragraphs "a" and "b" and all  
11 of the criteria in paragraphs "d" through ~~"g"~~ "h",  
12 except that institutions defined in paragraph "c" of  
13 this subsection are exempt from the requirements of  
14 paragraphs "a" and "b":

15 Sec. \_\_\_\_\_. Section 261.9, subsection 1, Code  
16 Supplement 2011, is amended by adding the following new  
17 paragraph:

18 NEW PARAGRAPH. h. Commences the fall schedule of  
19 its classes no sooner than the earliest start date  
20 for elementary and secondary schools as specified in  
21 section 279.10, subsection 1.>

22 2. Title page, by striking line 1 and inserting <An  
23 Act relating to the fall class start dates for school  
24 districts and accredited private institutions,>

25 3. By renumbering as necessary.

**By** MASCHER of Johnson

H-8424 FILED APRIL 9, 2012

HOUSE FILE 2465

H-8422

1 Amend House File 2465 as follows:  
2 1. Page 2, before line 32 by inserting:  
3 <Sec. \_\_\_\_\_. Section 8A.311, Code Supplement 2011, is  
4 amended by adding the following new subsections:  
5 NEW SUBSECTION. 12A. a. If the lowest responsive  
6 bid received by the state or a political subdivision  
7 for products or other purchases is from an out-of-state  
8 business and totals less than five hundred thousand  
9 dollars, and an Iowa-based business submitted a bid  
10 which is within five percent or ten thousand dollars  
11 of the price of the lowest bid, whichever is less,  
12 the Iowa-based business which submitted the lowest  
13 responsive bid shall be notified and shall be allowed  
14 to match the lowest bid before a contract is awarded.  
15 b. This subsection does not apply to a request  
16 for bids or proposals for products or other purchases  
17 associated with the following:  
18 (1) Road or bridge construction or repair.  
19 (2) Architectural or engineering services.  
20 NEW SUBSECTION. 12B. a. A response to a request  
21 for bids or proposals for products or other purchases  
22 by the state or a political subdivision which totals  
23 less than five hundred thousand dollars in value shall  
24 contain the following information:  
25 (1) The percentage of the ownership of the  
26 submitting business which is held by Iowa residents.  
27 (2) The percentage of the employees who will be  
28 carrying out work in connection with the contract  
29 who are Iowa residents. For the purposes of this  
30 paragraph, "employee" includes part-time, temporary,  
31 contract, and substitute employees, and includes  
32 employees of any contractors or subcontractors.  
33 (3) An estimate of the percentage of purchases  
34 to be made by the submitting business in connection  
35 with the contract that will be made from Iowa-based  
36 businesses.  
37 (4) The amount of property tax paid by the  
38 submitting business during the most recently completed  
39 fiscal year for which such a figure is available.  
40 b. This subsection does not apply to a request  
41 for bids or proposals for products or other purchases  
42 associated with the following:  
43 (1) Road or bridge construction or repair.  
44 (2) Architectural or engineering services.  
45 NEW SUBSECTION. 12C. Subsections 12A and 12B do  
46 not apply to procurement of or for a public improvement  
47 as defined in section 26.2.>  
48 2. By renumbering as necessary.

By THOMAS of Clayton

H-8422 FILED APRIL 9, 2012

HOUSE FILE 2465

H-8426

1 Amend House File 2465 as follows:

2 1. Page 3, by striking lines 6 through 14 and  
3 inserting:

4 <Sec. \_\_\_\_\_. Section 256C.4, subsection 1, Code 2011,  
5 is amended by adding the following new paragraph:

6 NEW PARAGRAPH. g. For the fiscal year beginning  
7 July 1, 2011, and succeeding fiscal years, of the  
8 amount of preschool foundation aid received by a school  
9 district for a fiscal year, not more than five percent  
10 shall be used by the school district for administering  
11 the district's approved local program. Additionally,  
12 any private partner collaborating with the school  
13 district on the delivery of preschool programming  
14 under this chapter to be used, if requested, up to five  
15 percent of the total programming cost reimbursement  
16 for administration and operational costs of the  
17 private partner, which amount is in addition to the  
18 reimbursement for programming costs.>

19 2. Page 5, after line 12 by inserting:

20 <2. The section of this Act enacting section  
21 256C.4, subsection 1, paragraph "g".>

22 3. Page 5, before line 13 by inserting:

23 <Sec. \_\_\_\_\_. RETROACTIVE APPLICABILITY. The  
24 following provision or provisions of this division of  
25 this Act apply retroactively to July 1, 2011:

26 1. The section of this Act enacting section 256C.4,  
27 subsection 1, paragraph "g".>

28 4. By renumbering as necessary.

**By** WINCKLER of Scott

DOLECHECK of Ringgold

H-8426 FILED APRIL 9, 2012

HOUSE FILE 2465

H-8428

1 Amend House File 2465 as follows:

2 1. Page 3, after line 25 by inserting:

3 <Sec. \_\_\_\_\_. Section 267A.2, subsection 4, Code  
4 Supplement 2011, is amended to read as follows:

5 4. "Fund" means the local food and farm ~~program~~  
6 innovation fund created in section 267A.5.

7 Sec. \_\_\_\_\_. Section 267A.5, Code Supplement 2011, is  
8 amended to read as follows:

9 267A.5 Local food and farm ~~program~~ innovation fund  
10 ---- creation.

11 A local food and farm ~~program~~ innovation fund  
12 is created in the state treasury under the control  
13 of the department. The fund is separate from the  
14 general fund of the state. The fund is composed of  
15 moneys appropriated by the general assembly and moneys  
16 available to and obtained or accepted by the local food  
17 and farm program from the United States government or  
18 private sources for placement in the fund. Moneys  
19 in the fund shall be used to carry out the purpose  
20 and goals of this chapter as provided in section  
21 267A.1, including but not limited to administering the  
22 local food and farm program as provided in section  
23 267A.6. The fund shall be managed by the department in  
24 consultation with the local food and farm coordinator,  
25 under the supervision of the local food and farm  
26 program council.

27 Sec. \_\_\_\_\_. NEW SECTION. 267A.5A Local food and farm  
28 innovation fund ---- appropriation.

29 Each fiscal year, there is appropriated from the  
30 general fund of the state for deposit in the local  
31 food and farm innovation fund created pursuant to  
32 section 267A.5, up to fifty thousand dollars. The  
33 appropriation of each dollar in this section is  
34 contingent upon a dollar match contributed to the fund  
35 by a private person.>

36 2. By renumbering as necessary.

**By** ISENHART of Dubuque  
HANSON of Jefferson

H-8428 FILED APRIL 9, 2012

HOUSE FILE 2465

H-8429

1 Amend House File 2465 as follows:

2 1. By striking page 5, line 15, through page 7,  
3 line 16, and inserting:

4 <Sec. \_\_\_\_\_. REPEAL. Section 256D.9, Code 2011, is  
5 repealed.

6 Sec. \_\_\_\_\_. EFFECTIVE DATE. The section of this  
7 division of this Act that repeals section 256D.9 takes  
8 effect June 30, 2012.>

9 2. By renumbering as necessary.

By WINCKLER of Scott	LENSING of Johnson
ABDUL-SAMAD of Polk	LYKAM of Scott
BERRY of Black Hawk	MASCHER of Johnson
COHOON of Des Moines	H. MILLER of Webster
GAINES of Polk	MURPHY of Dubuque
GASKILL of Wapello	R. OLSON of Polk
HALL of Woodbury	PETERSEN of Polk
HANSON of Jefferson	M. SMITH of Marshall
HEDDENS of Story	STECKMAN of Cerro Gordo
HUNTER of Polk	T. TAYLOR of Linn
ISENHART of Dubuque	THEDE of Scott
KAJTAZOVIC of Black Hawk	THOMAS of Clayton
KEARNS of Lee	WESSEL-KROESCHELL of Story
KELLEY of Jasper	WITTNEBEN of Emmet
KRESSIG of Black Hawk	

H-8429 FILED APRIL 9, 2012

HOUSE FILE 2465

H-8430

1 Amend House File 2465 as follows:

2 1. Page 1, line 35, by striking <195,777> and  
3 inserting <232,500>

4 2. Page 2, line 3, by striking <9,645,273> and  
5 inserting <12,606,196>

By HEDDENS of Story	MASCHER of Johnson
ABDUL-SAMAD of Polk	H. MILLER of Webster
BERRY of Black Hawk	MURPHY of Dubuque
COHOON of Des Moines	R. OLSON of Polk
GAINES of Polk	PETERSEN of Polk
GASKILL of Wapello	M. SMITH of Marshall
HALL of Woodbury	STECKMAN of Cerro Gordo
HANSON of Jefferson	T. TAYLOR of Linn
HUNTER of Polk	THEDE of Scott
KAJTAZOVIC of Black Hawk	WENTHE of Fayette
KEARNS of Lee	WESSEL-KROESCHELL of Story
KELLEY of Jasper	WILLEMS of Linn
KRESSIG of Black Hawk	WINCKLER of Scott
LENSING of Johnson	WITTNEBEN of Emmet
LYKAM of Scott	WOLFE of Clinton

H-8430 FILED APRIL 9, 2012